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June 5, 2002

OFFICE OF THE
EXECUTIVE SECRETARY

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
360 James Robertson Parkway
Nashville, TN 37201

Re: In the Matter of Petition Of Tennessee UNE-P Coalition To
Open Contested Case Proceeding To Declare Unbundled
Switching An Unrestricted Unbundled Network Element

Docket No. 02-00207

Dear David:

Enclosed herewith are the original and thirteen copies of the Objections of the
UNE-P Coalition to Data Requests of BellSouth Telecommunications, Inc.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:

Henry Walker

Henry Walker

HW/nl
c: Guy Hicks, Esq.
Enclosure

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE: In the Matter of Petition Of Tennessee)	
UNE-P Coalition To Open Contested Case)	Docket No. 02-00207
Proceeding To Declare Unbundled Switching)	
An Unrestricted Unbundled Network Element)	
)	

**OBJECTIONS OF THE UNE-P COALITION TO DATA REQUESTS OF
BELL SOUTH TELECOMMUNICATIONS, INC.**

The Tennessee UNE-P Coalition¹ ("Coalition"), on behalf of each of its individual members ("Respondents"), hereby files the following objections to the Discovery Requests of BellSouth Telecommunications, Inc. ("BellSouth") filed May 24, 2002.

GENERAL OBJECTIONS

Respondents object to BellSouth's requests to the extent any request seeks information subject to the attorney-client privilege, attorney work product doctrine, or any other applicable privilege. Respondents object to all requests to the extent that they seek discovery of information obtained independently by Respondents' attorneys. Respondents do not intend to provide any privileged information and any inadvertent disclosure of such information shall not be deemed a waiver of any privilege or the work product doctrine.

Respondents object to all requests to the extent they seek discovery of information in the possession of persons or entities not within the Respondents' control.

Respondents reserve all rights to object to the proposed admission at hearing of any documents or information gained directly or indirectly from Respondents' responses to

¹ The Coalition includes: Access Integrated Network, Inc.; AT&T Communications of the South Central States; Birch Telecom of the South, Inc.; Ernest Communications, Inc.; MCI metro Access Transmission Services, LLC; MCI WorldCom Communications, Inc.; NewSouth Communications Corp.; and Z-Tel Communications, Inc.

BellSouth's requests. Respondents' responses to BellSouth's requests shall not be considered a waiver of those rights.

Respondents object to each and every request to the extent it is overly broad or seeks information that is irrelevant or that is not reasonably calculated to lead to the discovery of admissible evidence. Respondents object to each and every request to the extent that it is oppressive and will cause undue burden and/or expense to BellSouth. Respondents object to each and every request to the extent that it is vague and/or ambiguous.

Respondents object to each and every request to the extent it attempts or purports to require disclosure of material or information which exceeds the scope of discovery permitted under the Tennessee Regulatory Authority's rules. Respondents object to each and every request to the extent that it is unreasonably cumulative or duplicative, or seeks material or information that is obtainable from some other source that is more convenient, less burdensome, or less expensive, including, without limitation, BellSouth's own records.

Respondents object to each and every request to the extent it seeks the disclosure of trade secrets or information of a confidential, proprietary or sensitive business nature. Respondents will produce such information, if not otherwise objectionable, subject to a protective order.

Respondents object to each and every request to the extent that it calls for conclusions of law.

SPECIFIC RESPONSES²

BellSouth Data Request No. 1. Please identify each switch that you own or operate to provide telecommunications service in the State of Tennessee, including, but not limited to,

² The discovery requests served on the individual Respondents all contained the same questions but the questions were numbered differently. These responses follow the question numbering in the requests served on Birch Telecom of the South, Inc.

switches outside Tennessee. In answering this request, please describe with particularity for each such switch:

- (a) the specific location of the switch;
- (b) the type of switch that has been deployed (e.g., circuit, wireless, packet, etc.);
- (c) the functions and capabilities of the switch;
- (d) the geographic area served by the switch;
- (e) the total number of access lines or equivalent lines the switch is capable of serving; and
- (f) the total number of access lines or equivalent lines the switch is currently serving.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Without limiting the preceding objections, in particular, Respondents object to the request as overly broad and not relevant to the extent it seeks information regarding switch deployment outside of Tennessee and to the extent the question seeks information regarding switches which are not used to provide local exchange telephone service. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 2. For each switch identified in the foregoing discovery request, please provide a detailed breakdown of the costs incurred in deploying that switch as well as a complete description of those costs.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade

secrets or other confidential or proprietary information. In an effort to be responsive, however, Respondents will provide an aggregate, per switch figure.

BellSouth Data Request No. 3. Please state the total number of switching points of interface you have deployed in the State of Tennessee for the collection of traffic and identify the location of each such switching point of interface.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 4. Please state the total number of residential access lines or equivalent lines for which you currently provide local exchange service in Tennessee. In answering this discovery request, please state:

- (a) the number of residential access lines or equivalent lines that you currently serve in Tennessee that are located: (i) in the "density zone 1" central offices in the Nashville Metropolitan Statistical Area ("MSA"); and (ii) in the Nashville MSA; and (iii) outside the Nashville MSA;
- (b) the number of residential access lines or equivalent lines that you currently serve in Tennessee using: (i) UNE-P purchased from BellSouth; (ii) resold telecommunications services from BellSouth; (iii) your own facilities; and (iv) your own facilities in conjunction with facilities purchased from BellSouth or a carrier other than BellSouth; and
- (c) the number of residential access lines or equivalent lines that you currently serve in the "density zone 1" central offices in the Nashville MSA using: (i) UNE-P purchased from BellSouth; (ii) resold telecommunications services from BellSouth; (iii) your own facilities; and (iv) your own facilities in conjunction with facilities purchased from BellSouth or a carrier other than BellSouth.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. To the extent that this question seeks CLEC-specific information, Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 5. Please state the total number of business access lines or equivalent lines for which you currently provide local exchange service in Tennessee. In answering this discovery request, please state:

(a) the number of business lines or equivalent lines that you currently serve in Tennessee that are located: (i) in the "density zone 1" central offices in the Nashville Metropolitan Statistical Area ("MSA"); and (ii) in the Nashville MSA; and (iii) outside the Nashville MSA;

(b) the number of business access lines or equivalent lines that you currently serve in Tennessee using: (i) UNE-P purchased from BellSouth; (ii) resold telecommunications services from BellSouth; (iii) your own facilities; and (iv) your own facilities in conjunction with facilities purchased from BellSouth or a carrier other than BellSouth; and

(c) the number of business access lines or equivalent lines that you currently serve in the "density zone 1" central offices in the Nashville MSA using: (i) UNE-P purchased from BellSouth; (ii) resold telecommunications services from BellSouth; (iii) your own facilities; and (iv) your own facilities in conjunction with facilities purchased from BellSouth or a carrier other than BellSouth.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. To the extent that this question seeks CLEC-specific information, Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 6. Do you currently provide local exchange service to end-user customers in Tennessee with four or more voice grade (DSO) equivalents or lines? If the answer to this discovery request is in the affirmative, please state:

(a) the total number of end-user customers with four or more voice grade (DSO) equivalent or lines currently served by you;

(b) the total number of end-user customers with four or more voice grade (DSO) equivalents or lines currently served by you that are located: (i) in the "density zone 1" central offices in the Nashville Metropolitan Statistical Area ("MSA"); and (ii) in the Nashville MSA; and (iii) outside the Nashville MSA; and

(c) the total number of end-users customer with four or more voice grade (DSO) equivalents or lines currently served by you using: (i) facilities purchased exclusively from BellSouth; (ii) resold telecommunications services from BellSouth; (iii) your own facilities; and (iv) your own facilities in conjunction with facilities purchased from BellSouth or a carrier other than BellSouth.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. To the extent that this question seeks CLEC-specific information, Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 7. Is it your contention that the Unbundled Local Switching Exemption has prevented you from competing or otherwise made it more difficult for you to compete in the local exchange market in Tennessee? If the answer is in the affirmative, please state all facts and identify all documents that support this contention.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade

secrets or other confidential or proprietary information. Notwithstanding Respondents' objections, relevant information that supports the Coalition's Petition has been and will be filed with the TRA as part of the Coalition's pre-filed testimony and rebuttal.

BellSouth Data Request No. 8. Have you purchased switching from a telecommunications carrier other than BellSouth in providing local exchange service to end-user customers?

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 9. If the answer to Discovery Request No. 8 is in the affirmative, state all facts and identify all documents referring or relating to such purchase.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 10. If the answer to Discovery Request No. 8 is in the negative, please:

- (a) state whether you have ever investigated or otherwise considered purchasing switching from a carrier other than BellSouth, and if so, the results of such investigation or consideration;
- (b) state whether you have ever requested from a carrier other than BellSouth, and, if so, the reasons for such request and the reasons why you decided not to purchase switching from such carrier; and
- (c) identify all documents referring or relating to such investigation, consideration or request.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Without limiting the preceding objections, in particular, Respondents object to this request as overly broad and not relevant to the extent the request asks for information about operations outside the BellSouth region. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

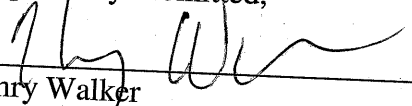
BellSouth Data Request No. 11. Please identify carriers other than BellSouth, of which you are aware, that offer switching in Tennessee.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information.

BellSouth Data Request No. 12. Is it your contention that your ability to provide local exchange service to customers in Tennessee via your own switch has been impeded by a lack of collocation space in BellSouth central offices? If the answer is in the affirmative, please state all facts and identify all documents that support this contention.

Objection: Respondents object to this request as vague, overly broad, unduly burdensome, and not relevant. Respondents also object to this request to the extent it seeks trade secrets or other confidential or proprietary information. Respondents further object to this question because the requested information is in the possession of BST and can be found in BST's space management reports which BST is required by Federal Communications Commission rules to produce and maintain in its possession.

Respectfully submitted,


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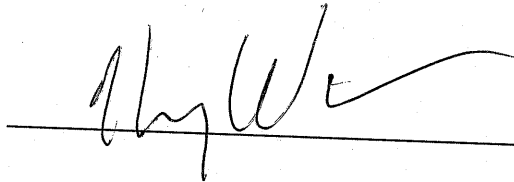
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded via fax or hand delivery and U.S. mail to the following on this the 5th day of June, 2002.

Joelle Phillips, Esq.
BellSouth Telecommunications, Inc.
333 Commerce St., Suite 2101
Nashville, TN 37201-3300

Charles B. Welch, Esq.
Farris, Mathews, et al.
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Nashville, TN 37219

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A handwritten signature in black ink, appearing to read "Andrew Isar", is written over a horizontal line.